THE HONOURABLE SRI JUSTICE R. SUBHASH REDDY

WRIT PETITION NO. 9208 of 2001

DATED: 29.09.2005

Between

Sri Sari Sreenivasa Trading Company, represented by

Prop. Immadi Venkateswarlu s/o Ramaiah, age 43 years,

R/o Munagala village and mandal, Nalgonda District.

…PETITIONER

And

The Senior Regional Manager, Food Corporation of India,

HACA building, Hyderabad and 3 others.

…RESPONDENTS

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

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The petitioner, a trading company, has filed this writ petition seeking directions by way of Mandamus to third respondent i.e. the Assistant

Manager, Food Corporation of India, Kodada, Nalgonda District, to purchase rice from the petitioner-company, also till the target is reached.

It is stated that the petitioner was possessing a trading licence to trade in rice and to meet the targets fixed by the Food Corporation of India, he has purchased paddy for supply of resultant rice to the Food Corporation of India. It is the grievance of the petitioner that though there are fixed targets up to 8 lakh tons for the District of Nalgonda, but, only 5 lakhs and odd tons of rice was purchased by FCI, and, it has still to purchase further rice to make good the target.

No counter affidavit is filed on behalf of the respondents. But the learned counsel for the respondents, on instructions, submits that for procurement of rice, policy is prepared once in two years, and, as per the policy, which existed in the year 2001, the respondents have already mobilized the required targets fixed in the policy.

The plea of the petitioner, that the respondents have to purchase the rice to the extent of target from him, is not based on any statutory right. Merely because targets were fixed for procurement of rice as per the policy, the petitioner cannot insist to purchase to the extent fixed so as to seek directions from this Court. By preparing a policy, no enforcement right is guaranteed to the petitioner to obligate the respondents to purchase rice to the extent of target fixed by them. In that view of the matter, I do not find any merit in this Writ Petition.

The Writ Petition is devoid of merits and the same is accordingly dismissed. No order as to costs.

R. SUBHASH REDDY,J

Dated: 29.09.2005

vp/msnr